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Rev. Dr. Robert C. Folden, III, DD
610 Page Cir
Salem, VA 24153

U.S.A. Amateur Call Sign W00W00

Comment on Petition RM-11833 before the Federal Communications Commission, United States of America.

Paraphrasing the Petitioner's Post

<http://forums.qrz.com/index.php?threads/petition-rm-11833.653127/>
with commentary.

This is to provide a blanket Ruling from FCC that precludes states and local jurisdictions from "policing" mobile amateur radio and writing tickets for operating our radios according to FCC Rules and Part 97. Agreed. I am reminded of local Law Enforcements antics to regulate free speech.

It would, I hope, also include commercial (business) and Citizens Band users as well. Because FCC is the sole authority for amateur operation (as well as other Parts of the CFR's, states who enact rules that, in fact, and in principle, prohibit the operation of our mobile radios are actually guilty of superseding FCC's historical oversight and regulation.

Agreed. There should be one authority in oversight and regulation, and that authority is the FCC, not an elected local Sheriff.

Because the operation of a two way radio is different from a cell phone, it presents a very minimal impact upon driving and should be treated as a separate operation solely regulated by FCC, NOT by the states.

Also, due to the FCC Brief 91-36 that states unequivocally FCC's authorization and approval of *mobile* operations, such regulations fly in the face of FCC's direct licensure of our radios.

Agreed. The FCC licenses 'our' radios and their use, not the States.

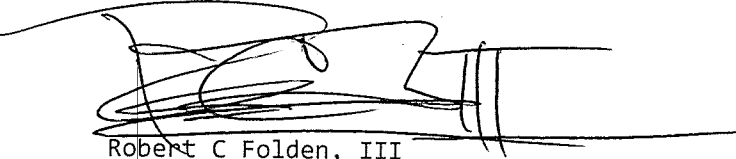
Congress itself, thru this Brief, expressed support for *unhindered mobile* amateur operation.

Agreed. Congress makes no such proclamation for the Cell Phone.

And finally, to have a firm statement FROM FCC as it did during the "scanner" controversy will clear up a lot of confusion as amateurs attempt to navigate thru various states' distracted driving rules.

Agreed. Licensed radio operators have better things to do with their time than determining if they are 'breaking the law' by simply operating a device *they are licensed to operate*.

Best Regards,



Robert C Folden, III